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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

3taps, Inc.,
Plaintiff,
vs.
LinkedIn Corporation,
Defendant.

Case No. 18-cv-00855-EMC

**STIPULATION AND [PROPOSED]
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE**

CMC: August 23, 2022
Time: 1:30 p.m.

Judge: Hon. Edward M. Chen
Trial Date: None Set
Action Filed: February 8, 2018

1 WHEREAS, Plaintiff 3taps, Inc. (“3taps”) filed a Complaint in the above-captioned action
2 against Defendant LinkedIn Corporation (“LinkedIn”) on February 08, 2018 (ECF No. 1);

3 WHEREAS, on August 13, 2021, after the expiration of a stay pending appeal in the
4 hiQ Action, LinkedIn filed a Motion to Dismiss 3tap’s Complaint (ECF No. 51);

5 WHEREAS, on August 26, 2021, 3taps filed an Opposition to LinkedIn’s Motion to
6 Dismiss (ECF No. 53);

7 WHEREAS, the parties subsequently met and conferred, and agreed, in the interests of
8 efficiency of the parties and the Court, that LinkedIn would withdraw its Motion to Dismiss
9 without prejudice and that 3taps would file an amended complaint;

10 WHEREAS, the parties stipulated to and this Court entered a scheduling order in this case
11 setting a schedule for 3taps to file an amended complaint and for LinkedIn to respond (ECF No.
12 55);

13 WHEREAS, 3taps filed an amended complaint on October 5, 2021 (ECF No. 59),
14 LinkedIn moved to dismiss the amended complaint on December 7, 2021 (ECF No. 61), and the
15 Court granted LinkedIn’s motion to dismiss with leave to amend on April 14, 2022 (ECF No. 67);

16 WHEREAS, 3taps filed a second amended complaint on May 12, 2022 (ECF No. 68);

17 WHEREAS, the parties stipulated to and the Court entered a briefing scheduling setting
18 LinkedIn’s motion to dismiss for August 1, 2022, 3taps’s opposition for September 30, 2022,
19 LinkedIn’s reply for October 14, 2022, and the hearing on the motion for October 27, 2022 (ECF
20 No. 75);

21 WHEREAS, LinkedIn filed a motion to dismiss the second amended complaint on August
22 1, 2022 (ECF No. 76);

23 WHEREAS, a Case Management Conference in this case is currently scheduled for
24 August 23, 2022 at 1:30PM (ECF No. 69);

25 WHEREAS, the parties have met and conferred, and agree that in the interest of efficiency
26 the upcoming case management conference should be moved to the hearing date for LinkedIn’s
27 motion to dismiss the second amended complaint, or as soon thereafter as the Court directs
28 consistent with its calendar;

1 NOW, THEREFORE, FOR GOOD CAUSE, IT IS HEREBY STIPULATED AND
2 AGREED:

- 3 1. The case management conference currently set for August 23, 2022 at 1:30PM is
4 continued to October 27, 2022 at 1:30PM, the same as the hearing date for LinkedIn's
5 motion to dismiss the second amended complaint.
6 2. Nothing in this stipulation or order affects any other deadline.

7 Dated: August 15, 2022

Orrick, Herrington & Sutcliffe LLP

8
9 By: /s/ Annette L. Hurst

10 ANNETTE L. HURST
11 Attorney for Defendant
12 LinkedIn Corporation
13

14 Dated: August 15, 2022

The Law Offices of Thomas V. Christopher

15
16 By: /s/ Thomas V. Christopher

17 THOMAS V. CHRISTOPHER
18 Attorneys for Plaintiff
19 3taps, Inc.

20 **Filer's Attestation:** I, Annette L. Hurst, am the ECF User whose User ID and password are
21 being used to file this Stipulation. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that I
22 have obtained concurrence in the filing of this document from the above-listed signatories.
23

24 By: /s/ Annette L. Hurst

25 ANNETTE L. HURST
26
27
28

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____, 2021

THE HONORABLE EDWARD M. CHEN
United States District Judge